



08-08-05

FFW

Attorney's Docket No.: 17102-010001 / 1759

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Ault-Riche et al.
Serial No. : 10/699,114
Filed : October 30, 2003
Cust. No. : 20985
Title : SYSTEMS FOR CAPTURE AND ANALYSIS OF BIOLOGICAL
PARTICLES AND METHODS USING THE SYSTEMS

Art Unit : 1645
Examiner : Mark L. Shibuya
Conf. No. : 7825

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Dear Sir:

Transmitted herewith are a Supplemental Information Disclosure Statement, a Form PTO-1449 (1 page), a copy of an International Search Report, a Statement pursuant to 37 C.F.R. §1.97(e), and a return postcard for filing in connection with the above-captioned application. Since this Supplemental Information Disclosure Statement is filed prior to receipt of a first Office Action, a fee for filing this statement should not be due. If, however, it is determined that a fee for filing these papers is required, the Commissioner is authorized to charge Deposit Account No. 06-1050, as stated below:



The Commissioner is hereby authorized to charge any fees that may be due in connection with this paper or with this application during its entire pendency to Deposit Account No. 06-1050. A duplicate of this sheet is enclosed.

Respectfully submitted,

Stephanie Seidman
Reg. No. 33,779

Attorney Docket No. 17102-010001 / 1759

Address all correspondence to:

Stephanie Seidman
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CERTIFICATE OF MAILING BY "EXPRESS MAIL"

"Express Mail" Mailing Label Number EV 399292999 US
Date of Deposit August 4, 2005

I hereby certify that this paper is being deposited with the United States Postal "Express Mail Post Office to Addressee" Service under 37 CFR §1.10 on the date indicated above and is addressed to: Commissioner for Patents, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA, 22313-1450.

Stephanie Seidman



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**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT IN
ACCORDANCE WITH 37 C.F.R. §§1.97-1.98**

Dear Sir:

This Supplemental Information Disclosure Statement is filed pursuant to 37 C.F.R. § 1.97(c) and includes a statement in accordance with 37 C.F.R. § 1.97(e). The statement applies to the reference listed on Form PTO-1449 (1 page), provided herewith. Because this Supplemental Information Disclosure Statement is filed prior to receipt of a first Office Action, a fee for filing this statement should not be due. If, however, it is determined that a fee is due, any fees that may be due in connection with filing this paper may be charged to Deposit Account No. 06-1050.

In accordance with the duty of disclosure imposed by 37 C.F.R. §1.56 to inform the Patent Office of all information known by Applicant or Applicant's representative that may be material to the examination of the subject application, Applicant's representative hereby provides this Supplemental Information Disclosure Statement that is prepared in accordance with 37 C.F.R. §§1.97-1.98. Form PTO-1449 (1 page) is provided herewith in connection with the above-captioned application.

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Stephanie Seidman

The information contained in this Form PTO-1449 was first cited in a communication from a foreign patent office in a counterpart foreign application not more than thirty days prior to the filing of this statement, nor to the knowledge of the Applicant's representative, after making reasonable inquiry, was any item of information contained in this Form PTO-1449 known to any individual designated in § 1.56(c) more than thirty days prior to the filing of this statement. The document listed on the Form PTO-1449 is in the English language. Hence, in accordance with the requirements of 37 C.F.R. §1.98, as amended effective March 16, 1992, no further explanation of the listed items is necessary.

Applicant also makes known to the Examiner the following related, co-pending applications:

U.S.S.N.	Filing Date	Docket No.	Publ. No.
09/910,120	07/18/01	1751	20020137053
10/341,226	12/27/02	1751B	20030143612
10/351,891	1/24/03	1753	20040048311
10/699,088	10/30/03	1754	20040209282
10/699,113	10/30/03	1755	20040241748
10/806,924	3/22/04	1760	20050095648
11/032,773	1/10/05	1762	n/a

Int'l Appln. No.	Filing Date	Docket No.	Publ. No.
PCT/US2005/00816	1/10/05	1762PC	WO 05/067980

Although these documents are made known to the Patent and Trademark Office in compliance with Applicant's duty of disclosure, such disclosure is not to be construed as an admission by Applicant or Applicant's representative that any of the references is effective as prior art against the subject application. In accordance with 37 C.F.R. §1.97(h), the filing of this Supplemental Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 C.F.R. §1.56(b) exists.

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Filed : October 30, 2003
Supplemental Information Disclosure Statement
Page : 3 of 3

Attorney's Docket No.: 17102-010001 / 1759

Applicant respectfully requests that the Examiner review the foregoing references and make them of record in the file history of the above-captioned application.

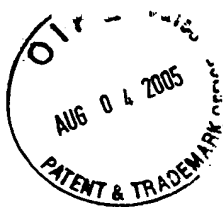
Respectfully submitted,

Stephanie Seidman
Reg. No. 33,779

Attorney Docket No. 17102-010001 / 1759PC

Address all correspondence to:

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**STATEMENT FOR SUPPLEMENTAL INFORMATION DISCLOSURE
STATEMENT IN ACCORDANCE WITH 37 C.F.R. § 1.97(e)**

Dear Sir:

1. This statement is being made for the Supplemental Information Disclosure Statement accompanying this certification.

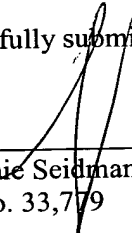
2. I, Stephanie Seidman, certify that all items of information contained in the accompanying Supplemental Information Disclosure Statement were first cited in a communication from the International Searching Authority, dated July 18, 2005, in connection with International Patent Application No. PCT/US03/34693, which claims priority to U.S. Provisional Application Serial No. 60/423,018, to which the above-captioned application likewise claims the benefit of priority. Thus, all the items of information were first cited in a communication from a foreign patent office in a corresponding foreign application which was not received by any individual designated in C.F.R. §1.56(c) more than thirty days prior to the filing of the attached Supplemental Information Disclosure Statement.

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Stephanie Seidman

3. The person making this statement is an attorney of record in the above-captioned application and signs below on the basis of information in the attorney's file.

Respectfully submitted,



Stephanie Seidman
Reg. No. 33,779

Attorney Docket No. 17102-010001 / 1759

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Substitute Form PTO-1449 (Modified) List of Patents and Publications for Applicant's Information Disclosure Statement (37 CFR §1.98(b))	U.S. Department of Commerce Patent and Trademark Office	Attorney's Docket No. 17102-010001	Application No. 10/699,114
	Applicant Ault-Riche et al.		
	Filing Date October 30, 2003	Group Art Unit 1645	

U.S. Patent Documents

Examiner Initial	Desig. ID	Document Number	Publication Date	Patentee	Class	Subclass	Filing Date If Appropriate
	AA	2002-0115065	8/22/02	Logtenberg <i>et al.</i>			

Foreign Patent Documents or Published Foreign Patent Applications

Examiner Initial	Desig. ID	Document Number	Publication Date	Country or Patent Office	Class	Subclass	Translation	
							Yes	No
		none						

Other Documents (include Author, Title, Date, and Place of Publication)

Examiner Initial	Desig. ID	Document
		none

Examiner Signature	Date Considered
EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	